IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 366 of 1990

HON'BLE MR.JUSTICE K.S.JHAVERI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

DEPUTY EXECUTIVE ENGINEER

Versus

JITENDRA RAMESHANKAR MEHTA SINCE DECD.

Appearance:

MR VB PATEL for Petitioner No. 1

MR YN RAVANI for Respondent No. 1

CORAM : HON'BLE MR.JUSTICE K.S.JHAVERI

Date of decision: 31/08/2004

ORAL JUDGEMENT

1. The respondent workman in the present petition has expired on 26.8.1991. Thereafter on 5.12.1992 the legal heirs of the deceased workman had filed Civil Application No.2214/92 for bringing the legal heirs on record of the main petition. The said application came to be rejected by this Court on 25th November 1992.

Thereafter the present petitioner filed Civil Application No.6947/04, which also came to be rejected.

2. Since the respondent workman has expired the petition does not survive qua prayer for resinstatement. Accordingly the petition is disposed of. Rule is discharged. However, it is clarified that all other legal dues, if any, shall be paid to the legal heirs of the workman.

[K.S. JHAVERI, J.]

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